

RESOLUTION NO. 2016-13

A RESOLUTION DESIGNATING THE COUNTY COMMISSIONERS AS THE PERMITTING AGENT FOR THE VILLAGE OF MOUNT STERLING AND DECLARING AN EMERGENCY

WHEREAS, the Village of Mount Sterling desires to grant authority to the County Commissioners as its permitting agent for the purposes of enforcing O.R.C. §4513.34ⁱ.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF MOUNT STERLING, STATE OF OHIO

SECTION I:

The Council for the Village of Mount Sterling hereby appoints the Madison County Commission as the permitting agent for the enforcement of heavy and over-sized load permitting within the boundaries of the Village of Mount Sterling.

SECTION II.

That the provisions of this resolution shall be in full force and effect from and immediately after the passage of this resolution and its approval by the Mayor and majority of Council.

SECTION III.

That the Clerk of Council, pursuant to O.R.C §731.23, shall cause to be published in a manner required by law this resolution.

SECTION IV:

This resolution is hereby declared to be an emergency measure and is necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the Village of Mount Sterling. The emergency existing is providing safe passage of heavy vehicle through the Village with the safety of the citizens as the paramount concern. This resolution shall be in full force and effective upon the passage and signing by the Mayor.

PASSED:

ATTEST:

Clerk of Council

Mayor Lowell Anderson

Submitted to Mayor:

APPROVED:

Date of Approval:

Mark J. Pitstick, Solicitor
Approved as to Form

I, _____, the Clerk of Council, hereby certify that the foregoing Resolution No.2016-_____ was published in the Madison Messenger for once a week for two consecutive weeks beginning on the _____ day of _____, 2016 and ending on the _____ day of _____, 2016.

Clerk of Council

ⁱ 4513.34 Written permits for oversized vehicles.

Universal Citation: OH Rev Code § 4513.34

(A) The director of transportation with respect to all highways that are a part of the state highway system **and local authorities with respect to highways under their jurisdiction**, upon application in writing and for good cause shown, may issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in sections 5577.01 to 5577.09 of the Revised Code, or otherwise not in conformity with sections 4513.01 to 4513.37 of the Revised Code, upon any highway under the jurisdiction of the authority granting the permit.

For purposes of this section, the director may designate certain state highways or portions of state highways as special economic development highways. If an application submitted to the director under this section involves travel of a nonconforming vehicle or combination of vehicles upon a special economic development highway, the director, in determining whether good cause has been shown that issuance of a permit is justified, shall consider the effect the travel of the vehicle or combination of vehicles will have on the economic development in the area in which the designated highway or portion of highway is located.